

1-1 By: Klick, Cain (Senate Sponsor - Huffman) H.B. No. 3580
 1-2 (In the Senate - Received from the House April 23, 2019;
 1-3 April 24, 2019, read first time and referred to Committee on State
 1-4 Affairs; April 29, 2019, reported favorably by the following vote:
 1-5 Yeas 8, Nays 0; April 29, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Huffman	X			
1-8 Hughes	X			
1-9 Birdwell	X			
1-10 Creighton			X	
1-11 Fallon	X			
1-12 Hall	X			
1-13 Lucio	X			
1-14 Nelson	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the revision or repeal of certain obsolete provisions
 1-20 related to restrictions on political advertising, political
 1-21 contributions, and political expenditures.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subchapter D, Chapter 253, Election Code, is
 1-24 amended by adding Section 253.105 to read as follows:

1-25 Sec. 253.105. CONTRIBUTIONS TO DIRECT EXPENDITURE ONLY
 1-26 COMMITTEES. (a) A corporation or labor organization may make a
 1-27 political contribution from its own property to a political
 1-28 committee that:

1-29 (1) is not established or controlled by a candidate or
 1-30 an officeholder;

1-31 (2) makes or intends to make direct campaign
 1-32 expenditures;

1-33 (3) does not make or intend to make political
 1-34 contributions to:

1-35 (A) a candidate;

1-36 (B) an officeholder;

1-37 (C) a specific-purpose committee established or
 1-38 controlled by a candidate or an officeholder; or

1-39 (D) a political committee that makes or intends
 1-40 to make political contributions to a candidate, an officeholder, or
 1-41 a specific-purpose committee established or controlled by a
 1-42 candidate or an officeholder; and

1-43 (4) has filed an affidavit with the commission stating
 1-44 the committee's intention to operate as described by Subdivisions
 1-45 (2) and (3).

1-46 (b) A political contribution made by a corporation or labor
 1-47 organization under this section does not constitute a violation of
 1-48 Section 253.094(a) and the acceptance of the political contribution
 1-49 does not constitute a violation of Section 253.003(b).

1-50 SECTION 2. Section 302.021(a), Government Code, is amended
 1-51 to read as follows:

1-52 (a) A speaker candidate or former speaker candidate commits
 1-53 an offense if the person:

1-54 (1) knowingly fails to file the declaration of
 1-55 candidacy required by Section 302.0121;

1-56 (2) knowingly fails to file the statement required by
 1-57 Section 302.013;

1-58 (3) knowingly accepts a contribution, loan, or promise
 1-59 of a contribution or loan in violation of Section 302.0121(c);

1-60 (4) ~~knowingly accepts a contribution, loan, or~~
 1-61 ~~promise of a contribution or loan prohibited by Section 302.017~~

2-1 ~~from a corporation, partnership, association, firm, union,~~
2-2 ~~foundation, committee, club, or other organization or group of~~
2-3 ~~persons;~~

2-4 [~~5~~] knowingly accepts a contribution from a person
2-5 who uses political contributions, interest earned on political
2-6 contributions, or an asset purchased with political contributions
2-7 to make the contribution in violation of Section 302.0191;

2-8 (5) [~~6~~] expends campaign funds for any purpose other
2-9 than those enumerated in Section 302.020;

2-10 (6) [~~7~~] knowingly retains contributions, assets
2-11 purchased with contributions, or interest or other income earned on
2-12 contributions in violation of Section 302.0201(b); or

2-13 (7) [~~8~~] knowingly fails to file the report of
2-14 unexpended campaign funds as required by Section 302.0201(d).

2-15 SECTION 3. Section 306.006(a), Government Code, is amended
2-16 to read as follows:

2-17 (a) A person may not use audio or visual materials produced
2-18 by or under the direction of the legislature or of a house,
2-19 committee, or agency of the legislature for a commercial purpose
2-20 unless the legislative entity that produced the audio or visual
2-21 materials or under whose direction the audio or visual materials
2-22 were produced gives its permission for the person's commercial use
2-23 and:

2-24 (1) the person uses the audio or visual materials only
2-25 for educational or public affairs programming, including news
2-26 programming [~~that does not also constitute a use prohibited under~~
2-27 ~~Section 306.005~~]; or

2-28 (2) the person transmits an unedited feed of the audio
2-29 or visual materials:

2-30 (A) to paid subscribers; or

2-31 (B) on an Internet website that is accessible to
2-32 the public.

2-33 SECTION 4. Section 306.006(g)(2), Government Code, is
2-34 amended to read as follows:

2-35 (2) "Visual materials" means photographic, video, or
2-36 other material containing a still or moving recorded image or
2-37 images [~~has the meaning assigned by Section 306.005~~].

2-38 SECTION 5. The following provisions are repealed:

2-39 (1) Sections 253.037(a) and (c), Election Code;

2-40 (2) Section 302.017, Government Code;

2-41 (3) Section 302.019, Government Code; and

2-42 (4) Section 306.005, Government Code.

2-43 SECTION 6. This Act takes effect September 1, 2019.

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